

FORM B1 United States Bankruptcy Court Western District of Wisconsin		Voluntary Petition															
Name of Debtor (if individual, enter Last, First, Middle): Marcus Wayne Smith		Name of Joint Debtor (Spouse) (Last, First, Middle): Tracey Marie Smith															
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):		All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names): F/K/A Tracey Marie Fondell															
Last four digits of Soc. Sec. No./Complete EIN or other Tax I.D. No. (if more than one, state all): 1632		Last four digits of Soc. Sec. No./Complete EIN or other Tax I.D. No. (if more than one, state all): 0779															
Street Address of Debtor (No. & Street, City, State & Zip Code): 20 Yawkey Avenue #1 Rothschild, WI 54474		Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 5605 Moyer Avenue Weston, WI 54476															
County of Residence or of the Principal Place of Business: Marathon		County of Residence or of the Principal Place of Business: Marathon															
Mailing Address of Debtor (if different from street address):		Mailing Address of Joint Debtor (if different from street address):															
Location of Principal Assets of Business Debtor (if different from street address above):																	
Information Regarding the Debtor (Check the Applicable Boxes)																	
Venue (Check any applicable box) <p><input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.</p> <p><input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.</p>																	
Type of Debtor (Check all boxes that apply) <p><input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Railroad</p> <p><input type="checkbox"/> Corporation <input type="checkbox"/> Stockbroker</p> <p><input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker</p> <p><input type="checkbox"/> Other <input type="checkbox"/> Clearing Bank</p>		Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box) <p><input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 13</p> <p><input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12</p> <p><input type="checkbox"/> Sec. 304 - Case ancillary to foreign proceeding</p>															
Nature of Debts (Check one box) <p><input checked="" type="checkbox"/> Consumer/Non-Business <input type="checkbox"/> Business</p>		Filing Fee (Check one box) <p><input checked="" type="checkbox"/> Full Filing Fee attached</p> <p><input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.</p>															
Chapter 11 Small Business (Check all boxes that apply) <p><input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101</p> <p><input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)</p>		THIS SPACE IS FOR COURT USE ONLY															
Statistical/Administrative Information (Estimates only) <p><input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors.</p> <p><input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.</p>																	
Estimated Number of Creditors <table style="margin-left: auto; margin-right: auto;"> <tr> <td>1-15</td> <td>16-49</td> <td>50-99</td> <td>100-199</td> <td>200-999</td> <td>1000-over</td> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>			1-15	16-49	50-99	100-199	200-999	1000-over	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
1-15	16-49		50-99	100-199	200-999	1000-over											
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>												
Estimated Assets <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 12.5%;">\$0 to \$50,000</td> <td style="width: 12.5%;">\$50,001 to \$100,000</td> <td style="width: 12.5%;">\$100,001 to \$500,000</td> <td style="width: 12.5%;">\$500,001 to \$1 million</td> <td style="width: 12.5%;">\$1,000,001 to \$10 million</td> <td style="width: 12.5%;">\$10,000,001 to \$50 million</td> <td style="width: 12.5%;">\$50,000,001 to \$100 million</td> <td style="width: 12.5%;">More than \$100 million</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>		\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million	<input checked="" type="checkbox"/>	<input type="checkbox"/>						
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million										
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>										
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\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million										
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>										

Voluntary Petition <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): Marcus Wayne Smith & Tracey Marie Smith
Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet)		
Location Where Filed: None	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)		
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Signatures		
Signature(s) of Debtor(s) (Individual/Joint) <p>I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p>		
<input checked="" type="checkbox"/> /s/ Marcus Smith <small>Signature of Debtor</small>	Marcus Smith	Exhibit A <small>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)</small> <input type="checkbox"/> Exhibit A is attached and made a part of this petition.
<input checked="" type="checkbox"/> /s/ Tracey M. Smith <small>Signature of Joint Debtor</small>	Tracey M. Smith	
<small>Telephone Number (If not represented by attorney)</small> April 21, 2004 <small>Date</small>		Exhibit B <small>(To be completed if debtor is an individual whose debts are primarily consumer debts)</small> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.</p>
<input checked="" type="checkbox"/> /s/ Terrence J. Byrne <small>Signature of Attorney for Debtor(s)</small>		4/21/04 <small>Date</small>
Signature of Attorney <input checked="" type="checkbox"/> /s/ Terrence J. Byrne <small>Signature of Attorney for Debtor(s)</small> Terrence J. Byrne 1016271 <small>Printed Name of Attorney for Debtor(s)</small> The Law Office Of Terrence J. Byrne <small>Firm Name</small> P.O. Box 1566 <small>Address</small> Wausau, WI 54402-1566 <small>Telephone Number</small> April 21, 2004 <small>Date</small>		
Signature of Non-Attorney Petition Preparer <p>I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.</p>		
<small>Printed Name of Bankruptcy Petition Preparer</small> <small>Social Security Number (Required by 11 U.S.C. § 110(c).)</small> <small>Address</small> <small>Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:</small> <small>If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</small>		
<input checked="" type="checkbox"/> X <small>Signature of Authorized Individual</small> <small>Printed Name of Authorized Individual</small> <small>Title of Authorized Individual</small> <small>Date</small>		
<input checked="" type="checkbox"/> X <small>Signature of Bankruptcy Petition Preparer</small> <small>Date</small>		
<small>A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.</small>		

IN RE:

Marcus Wayne Smith & Tracey Marie Smith

Debtor(s)

Case No. _____

Chapter **7** _____

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

AMOUNTS SCHEDULED

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	2	8,960.83		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		0.00	
E - Creditors Holding Unsecured Priority Claims	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	7		40,030.14	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			1,947.51
J - Current Expenditures of Individual Debtor(s)	Yes	2			3,076.25
Total Number of Sheets in Schedules		18			
			Total Assets	8,960.83	
			Total Liabilities	40,030.14	

Debtor(s)

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint, or "C" for Community in the column labeled "HWJC." If the debtor holds no interest in real property, write "None" under "Description and Location of Property".

Do not include interests in executory contracts and unexpired leases on the schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a security interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim".

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	H W J C	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
None				

(Report also on Summary of Schedules)

SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None". If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint, or "C" for Community in the column labeled "HWJC". If the debtor is an individual or a joint petition is filed, state the amount of any exemptions only in Schedule C - Property Claimed as Exempt.

Do not include interests in executory contracts and unexpired leases on the schedule. List them in Schedule G - Executory Contracts and Unexpired Leased.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property".

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
			W	
1. Cash on hand.		Cash		85.00
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Connexus Credit Union checking account - \$658.76 savings account - \$10.58 Connexus Credit Union checking account - \$49.00 savings account - \$35.00 savings account - \$19.00		772.34
3. Security deposits with public utilities, telephone companies, landlords, and others.		Security Deposit w/Landlord - \$950 Security Deposit w/Landlord - \$400		1,350.00
4. Household goods and furnishings, include audio, video, and computer equipment.		2 Microwaves - \$200 Dishes, silverware, cookware, small appliances - \$520 Sofa and loveseats - \$200 Chairs, rockers, recliners - \$100 Tables and stands - \$100 Lamps, pictures, mirrors - \$50 Table and chairs - \$50 Washer and dryer - \$200 Vacuum - \$100 Bedroom furniture- \$400 TV's - \$50 VCR's - \$50 CD's - \$200 Toys, games - \$200 Special glassware, china - \$400 Misc. household goods - \$200		1,020.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.		Clothing		1,650.00
7. Furs and jewelry.		Misc. jewelry and watches - \$200 Sapphire ring - \$200		400.00
8. Firearms and sports, photographic, and other hobby equipment.		Shotgun - \$300		300.00
9. Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Through employer - Term policy - No Cash Value		0.00
10. Annuities. Itemize and name each issue.	X			
11. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.		State of Wisconsin Retirement Account - \$200		200.00
12. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			

**SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)**

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	
			H W J C	
13. Interests in partnerships or joint ventures. Itemize.	X			
14. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
15. Accounts receivable.	X			
16. Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
17. Other liquidated debts owing debtor including tax refunds. Give particulars.		Recovery of preference payment to Kelley, Weber, Pietz & Slater - \$793.54		994.49
18. Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			
19. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
20. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
21. Patents, copyrights, and other intellectual property. Give particulars.	X			
22. Licenses, franchises, and other general intangibles. Give particulars.	X			
23. Automobiles, trucks, trailers, and other vehicles and accessories.		1996 Chevrolet Corsica - \$489 1998 Chevrolet Malibu - \$1,500		489.00 1,500.00
24. Boats, motors, and accessories.	X			
25. Aircraft and accessories.	X			
26. Office equipment, furnishings, and supplies.	X			
27. Machinery, fixtures, equipment, and supplies used in business.	X			
28. Inventory.	X			
29. Animals.		1/2 interest in American Eskimo Dog - \$200		200.00
30. Crops - growing or harvested. Give particulars.	X			
31. Farming equipment and implements.	X			
32. Farm supplies, chemicals, and feed.	X			
33. Other personal property of any kind not already listed. Itemize.	X			
			TOTAL	8,060.82

0 continuation sheets attached

(Include amounts from any continuation sheets attached.
Report total also on Summary of Schedules.)

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under:

(Check one box)

 11 U.S.C. § 522(b)(1): Exemptions provided in 11 U.S.C. § 522(d). NOTE: These exemptions are available only in certain states. 11 U.S.C. § 522(b)(2): Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT MARKET VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE B - PERSONAL PROPERTY			
Cash	11 USC § 522(d)(5)	85.00	85.00
Connexus Credit Union checking account - \$658.76	11 USC § 522(d)(5)	772.34	772.34
savings account - \$10.58			
Connexus Credit Union checking account - \$49.00			
savings account - \$35.00			
savings account - \$19.00			
Security Deposit w/Landlord - \$950	11 USC § 522(d)(5)	1,350.00	1,350.00
Security Deposit w/Landlord - \$400			
2 Microwaves - \$200	11 USC § 522(d)(3)	1,020.00	1,020.00
Dishes, silverware, cookware, small appliances - \$520			
Sofa and loveseats - \$200			
Chairs, rockers, recliners - \$100			
Tables and stands - \$100			
Lamps, pictures, mirrors - \$50			
Table and chairs - \$50			
Washer and dryer - \$200			
Vacuum - \$100			
Bedroom furniture- \$400			
TV's - \$50			
VCR's - \$50			
CD's - \$200			
Toys, games - \$200			
Special glassware, china - \$400			
Misc. household goods - \$200			
Clothing	11 USC § 522(d)(3)	1,650.00	1,650.00
Misc. jewelry and watches - \$200	11 USC § 522(d)(4)	400.00	400.00
Sapphire ring - \$200			
Shotgun - \$300	11 USC § 522(d)(3)	300.00	300.00
Through employer - Term policy - No Cash Value	11 USC § 522(d)(8)	19,700.00	0.00
State of Wisconsin Retirement Account - \$200	11 USC § 522(d)(10)(E)	200.00	200.00
Recovery of preference payment to Kelley, Weber, Pietz & Slater - \$793.54	11 USC § 522(d)(5)	994.49	994.49
1996 Chevrolet Corsica - \$489	11 USC § 522(d)(2)	2,950.00	489.00
1998 Chevrolet Malibu - \$1,500	11 USC § 522(d)(2)	2,950.00	1,500.00
1/2 interest in American Eskimo Dog - \$200	11 USC § 522(d)(3)	200.00	200.00

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C," respectively, in the column labeled "HWJC."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	U N I S P U T A E D				AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL
				C O N T I N G E N T	L I U D A T	I I P U T E	D I S P U T E D	
Account No.								
			Value \$					
Account No.								
			Value \$					
Account No.								
			Value \$					
Account No.								
			Value \$					
Account No.								
			Value \$					
							Subtotal (Total of this page)	
(Complete only on last sheet of Schedule D) TOTAL								
							(Report total also on Summary of Schedules)	

0 Continuation Sheets attached

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entry on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H," "W," "J," or "C," respectively, in the column labeled "HWJC."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS

(Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

 Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2)

 Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,925* per person earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(3).

 Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

 Certain farmers and fishermen

Claims of certain farmers and fishermen, up to a maximum of \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).

 Deposits by individuals

Claims of individuals up to a maximum of \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6)

 Alimony, Maintenance, or Support

Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7).

 Taxes and Other Certain Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

 Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

* Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

0 Continuation Sheets attached

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding unsecured claims without priority against the debtor or the property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C," respectively, in the column labeled "HWJC."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I S P U T E D			AMOUNT OF CLAIM
				C O N T I N G E N T	I Q U I D A T E	D I S P U T E D	
Account No.			medical services				175.00
Advanced Foot & Ankle Center 40 E. 2nd St. Merrill, WI 54452							
Account No.			collecting for Marshfield Clinic				0.00
Alliance Collection P.O. Box 1267 Marshfield, WI 54449							
Account No.			medical services				597.00
Allina Health System United Hospital P.O. Box 1391 Minneapolis, MN 55480-1391							
Account No.			collecting for Fleet				0.00
Associated Credit Service P.O. Box 9100 105 B South Street Hopkinton, MA 01748-9100							
Account No.			long distance service				70.00
AT&T P.O. Box 8212 Aurora, IL 60572							
Subtotal (Total of this page)				842.00			
(Complete only on last sheet of Schedule F) TOTAL				(Report total also on Summary of Schedules)			

6 Continuation Sheets attached

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
				C O N T I N G E N T	U N L I Q U I D A T E D	
Account No.			collecting for various creditors			
Badger Creditors 1500 Merrill Ave. P.O. Box 1788 Wausau, WI 54402-1788						0.00
Account No.			misc. charges & purchases			
Bank One (VISA) P.O. Box 94014 Palatine, IL 60094-4015						6,871.00
Account No.			misc. charges & purchases			
Best Buy Household Bank P.O. Box 15521 Wilmington, DE 19850-5521						626.00
Account No.			misc. charges & purchases			
Capital One P.O. Box 60000 Seattle, WA 98190-6000						2,322.00
Account No.			medical services			
Community Health Care Central Billing P.O. Box 8004 Wausau, WI 54402-8004						79.00
Account No.			legal services			
Crooks, Low & Connell 531 Washington St. P.O. Box 1184 Wausau, WI 54402-1184						402.00
Account No.			misc. charges & purchases			
Discover Card P.O. Box 30395 Salt Lake City, UT 84130-0395						6,995.00
Subtotal (Total of this page)						17,295.00
(Complete only on last sheet of Schedule F) TOTAL (Report total also on Summary of Schedules)						

Sheet 1 of 6 Continuation Sheets attached to Schedule F

(Total of this page)

17,295.00

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
				C O N T I N G E N T	D I S P U T E D	
Account No.			dental services			
Dr. Brauer & Hoover 115 Forest St. Wausau, WI 54403						207.00
Account No.			misc. charges & purchases			
Fleet VISA P.O. Box 17192 Wilmington, DE 19850-7192						7,221.00
Account No.			medical services			
Healthspan Transportation P.O. Box 1450, NW 8681 Minneapolis, MN 55485-8681						805.00
Account No.			legal services			
Kelley, Weber, Pietz & Slater SC 530 Jackson St. Wausau, WI 54403						1,305.00
Account No.			collecting for Discover			
Kohn Law Firm SC 312 East Wisconsin Ave., Suite 501 Milwaukee, WI 53202-4305						0.00
Account No.			collecting for Kelley, Weber, Pietz & Slater			
Kostka & Associates LLC P.O. Box 1291 Wausau, WI 54402-1291						0.00
Account No.			misc. charges & purchases			
Mallery & Zimmerman SC 101 Grand Avenue P.O. Box 479 Wausau, WI 54402-0479						150.00
Subtotal (Total of this page)						9,688.00
(Complete only on last sheet of Schedule F) TOTAL (Report total also on Summary of Schedules)						

Sheet 2 of 6 Continuation Sheets attached to Schedule F

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D		AMOUNT OF CLAIM
				C O N T I N G E N T	D I S P U T E D	
Account No.			medical services			
Marshfield Clinic 1000 N. Oak Avenue Marshfield, WI 54449						555.00
Account No.			misc.			
McDonald, D/B/A Bilco Inc. Alliance Collection P.O. Box 1267 Marshfield, WI 54449						46.14
Account No.			medical services			
McDonough Orthopaedic 400 Dewey St. P.O. Box 8075 Wisconsin Rapids, WI 54495-8075						214.00
Account No.			collecting for Retailers National Bank			
Meyer & Njus PA 1100 Pillsbury Center 200 South Sixth St. Minneapolis, MN 55402						0.00
Account No.			collecting for Bank One			
MRS Associates Inc. 3 Executive Campus Suite 400 Cherry Hill, NJ 08002						0.00
Account No.			collecting for Younkers			
National Asset Recovery Services, Inc. 2880 Dresden Dr., Suite 200 Atlanta, GA 30341						0.00
Account No.			collecting for Dr. Brauer & Hoover			
Point Credit Service Inc. P.O. Box 381 Stevens Point, WI 54481						0.00
Subtotal (Total of this page)						815.14
(Complete only on last sheet of Schedule F) TOTAL (Report total also on Summary of Schedules)						

Sheet 3 of 6 Continuation Sheets attached to Schedule F

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D		AMOUNT OF CLAIM
				C O N T I N G E N T	D I S P U T E D	
Account No.			legal services			
Rand Krueger P.O. Box 1085 Wausau, WI 54402-1085						800.00
Account No.			dental services			
Robert Cosentino DDS 210 McClellan St. Wausau, WI 54403						155.00
Account No.			cell phone service			
Sprint P.O. Box 219554 Kansas City, MO 64121-9554						1,511.00
Account No.			medical services			
St. Johns Hospital NW8947 - P O Box 1450 Minneapolis, MN 55485-8947						35.00
Account No.			medical services			
St. Paul Radiology PA 350 St. Peter Street #950 St. Paul, MN 55102						628.00
Account No.			collecting for US Health			
State Collection Service Inc. P.O. Box 6250 Madison, WI 53716-0250						0.00
Account No.			misc. charges & purchases			
Target Retailers National Bank P.O. Box 59231 Minneapolis, MN 55459-0231						763.00
Subtotal (Total of this page)						3,892.00
(Complete only on last sheet of Schedule F) TOTAL (Report total also on Summary of Schedules)						

Sheet 4 of 6 Continuation Sheets attached to Schedule F

(Total of this page)

3,892.00

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
				C O N T I N G E N T	U N L I Q U I D A T E D	
Account No.			collecting for Capitol One			
Triadvantage Credit Services, Inc. 1160 Centre Pointe Dr., Suite #1 Mendota Heights, MN 55120						0.00
Account No.			medical services			
UW Health Physicians P.O. Box 44950 Madison, WI 53791-9119						225.00
Account No.			telephone service			
Verizon North F/K/A GTE North P.O. Box 920041 Dallas, TX 75392-0041						363.00
Account No.			misc. charges & purchases			
Verizon VISA P.O. Box 142319 Irving, TX 75014-2319						2,300.00
Account No.			utility service			
Weston Utilities 5500 Schofield Avenue P.O. Box 446 Weston, WI 54476						80.00
Account No.			jewelry purchases			
Wickersham Jewelry 10101 Market Street Cedar Creek Mall Mosinee, WI 54455						2,390.00
Account No.			utility service			
Wisconsin Public Service Corp. P.O. Box 19003 Green Bay, WI 54307-9003						483.00
Subtotal (Total of this page)						5,841.00
(Complete only on last sheet of Schedule F) TOTAL (Report total also on Summary of Schedules)						

Sheet 5 of 6 Continuation Sheets attached to Schedule F

(Total of this page)

5,841.00

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	U N L I Q U I D A T E D		AMOUNT OF CLAIM
				C O N T I N G E N T	D I S P U T E D	
Account No.			misc. charges & purchases			901.00
Younkers P.O. Box 10327 Jackson, MS 39289-0327						
Account No.			misc. purchases			756.00
Zales Jewelers Jewelers National Bank P.O. Box 78102 Phoenix, AZ 85062-8102						
Account No.						
Account No.						
Account No.						
Account No.						
Account No.						
Account No.						
Subtotal (Total of this page)						
Sheet <u> 6 </u> of <u> 6 </u> Continuation Sheets attached to Schedule F						1,657.00
(Complete only on last sheet of Schedule F) TOTAL						40,030.14
(Report total also on Summary of Schedules)						

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests.

State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease.

Provide the names and complete addresses of all other parties to each lease or contract described.

NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
Linda Frale Josh Nielsen	rental agreement for apartment through 12/04 Rental Agreement of duplex through 8/04

Debtor(s)

SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

Debtor's Marital Status Married	DEPENDENTS OF DEBTOR AND SPOUSE	
	RELATIONSHIP Daughter	AGE 5
EMPLOYMENT:	DEBTOR	SPOUSE
Occupation	Coach, Server, Student	Teacher
Name of Employer	DCE Everest School, Wausau Schools	DCE Area Schools
How long employed	Holiday Inn	1 1/2 Years
Address of Employer		6500 Alderson St. Weston, WI

Income: (Estimate of average monthly income)

Current Monthly gross wages, salary, and commissions (pro rata if not paid monthly)	DEBTOR	SPOUSE
Estimated monthly overtime	\$ _____	2,542.17
	\$ _____	\$ _____
	0.00	2,542.17

SUBTOTAL

LESS PAYROLL DEDUCTIONS

a. Payroll taxes and Social Security	\$ _____	\$ 349.05
b. Insurance	\$ _____	\$ 476.08
c. Union dues	\$ _____	\$ 56.83
d. Other (specify) Retirement Contribution	\$ _____	\$ 12.70
	\$ _____	\$ _____
	0.00	894.66

SUBTOTAL OF PAYROLL DEDUCTIONS**TOTAL NET MONTHLY TAKE HOME PAY**

Regular income from operation of business or profession or farm (attach detailed statement)

Income from real property	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____

© 1993-2004 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only
 Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above

Social Security or other government assistance

(Specify) _____

Pension or retirement income

Other monthly income

(Specify) **Coaching****Part-Time****TOTAL MONTHLY INCOME**

300.00	\$ 1,647.51
---------------	--------------------

TOTAL COMBINED MONTHLY INCOME \$ 1,947.51 (Report also on Summary of Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

Rent or home mortgage payment (include lot rented for mobile home) \$ 395.00

Are real estate taxes included? Yes No ✓

Is property insurance included? Yes No ✓

Utilities: Electricity and heating fuel \$ 60.00

Water and sewer \$ 30.00

Telephone \$ 70.00

Other \$ _____

\$ _____

\$ _____

\$ _____

Home maintenance (repairs and upkeep) \$ _____

Food \$ 300.00

Clothing \$ 75.00

Laundry and dry cleaning \$ 50.00

Medical and dental expenses \$ _____

Transportation (not including car payments) \$ 120.00

Recreation, clubs and entertainment, newspapers, magazines, etc. \$ _____

Charitable contributions \$ _____

Insurance (not deducted from wages or included in home mortgage payments) \$ _____

Homeowner's or renter's \$ _____

Life \$ _____

Health \$ _____

Auto \$ _____

Other \$ _____

\$ _____

\$ _____

\$ _____

Taxes (not deducted from wages or included in home mortgage payments) \$ _____

(Specify) \$ _____

\$ _____

\$ _____

Installment payments (in chapter 12 and 13 cases, do not list payments to be included in the plan) \$ _____

Auto \$ _____

Other \$ _____

\$ _____

\$ _____

\$ _____

Alimony, maintenance, and support paid to others \$ _____

Payments for support of additional dependents not living at your home \$ _____

Regular expenses from operation of business, profession, or farm (attach detailed statement) \$ _____

Other \$ _____

\$ _____

\$ _____

\$ _____

\$ _____

TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) \$ 1,100.00

(FOR CHAPTER 12 AND 13 DEBTORS ONLY)

Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval.

- A. Total projected monthly income \$ _____
- B. Total projected monthly expenses \$ _____
- C. Excess income (A minus B) \$ _____
- D. Total amount to be paid into plan each \$ _____
(interval)

DECLARATION CONCERNING DEBTOR'S SCHEDULES**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 19 sheets, and that
 (Total shown on summary page plus 1)
 they are true and correct to the best of my knowledge, information, and belief.

Date: April 21, 2004 Signature: /s/ Marcus Smith
Marcus Smith Debtor

Date: April 21, 2004 Signature: /s/ Tracey M. Smith
Tracey M. Smith (Joint Debtor, if any)

[If joint case, both spouses must sign.]

CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security No.
 (Required by 11 U.S.C. § 110(c).)

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedures may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the _____ (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the _____ (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of _____ sheets, and that they are true and correct to the best of my knowledge, information, and belief.
 (Total shown on summary page plus 1)

Date: _____ Signature: _____

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

IN RE:

Marcus Wayne Smith & Tracey Marie Smith

Debtor(s)

Case No. _____

Chapter 7 _____

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1-18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19-25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE (if more than one)

10,458.02 2004 Wages

37,198.00 2003 Wages

21,792.00 2002 Wages

2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

3. Payments to creditors

None a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within **90 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None b. List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT
AND CASE NUMBER**Kelley Weber Pietz & Slater v.**
Tracey Smith
Case No. 03-SC-3386NATURE OF PROCEEDING
Monetary ClaimCOURT OR AGENCY
AND LOCATION
Marathon Co. Circuit CourtSTATUS OR
DISPOSITION
Judgment Entered**Marty Cheyka v. Tracey Smith****Replevin****Marathon Co. Circuit Court****Settled**

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE
BENEFIT PROPERTY WAS SEIZED
Kelley, Weber, Pietz & Slater SC
530 Jackson St.
Wausau, WI 54403DATE OF SEIZURE
11/03DESCRIPTION AND VALUE
OF PROPERTY
Wage Garnishment - total for 2004 - \$994.49**5. Repossessions, foreclosures and returns**

None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

6. Assignments and receiverships

None a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case.
 (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)

None b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

7. Gifts

None List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

8. Losses

None List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE
Byrne Law Office
P.O. Box 1566
Wausau, WI 54402-1566DATE OF PAYMENT, NAME OF
PAYOR IF OTHER THAN DEBTOR
4/04AMOUNT OF MONEY OR DESCRIPTION
AND VALUE OF PROPERTY
1,400.00**10. Other transfers**

None List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

11. Closed financial accounts

None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, association, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION
Connexus Credit Union
Wausau, WI

TYPE AND NUMBER OF ACCOUNT AND AMOUNT OF FINAL BALANCE checking account and savings account	AMOUNT AND DATE OF SALE OR CLOSING joint accounts closed 10/03 & 11/03 individual accounts opened at Connexus Credit Union
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12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK
OR OTHER DEPOSITORY
Connexus Credit Union
Wausau, WI

NAMES AND ADDRESS OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
Tracey Smith	legal documents	
5605 Moyer Avenue		
Weston, WI		

13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

15. Prior address of debtor

None If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS
5605 Moyer Avenue
Weston, WI
3850 Weston Pines #203
Weston, WI
1611 Riverview Avenue
Stevens Point, WI
2120 Evans St., Apt. 5
Oshkosh, WI

NAME USED	DATES OF OCCUPANCY
Marcus Smith	8/1/03 - 11/03
Tracey Smith	9/1/02 - 8/1/03
Tracey Smith	7/1/00 - 9/1/02
Marcus Smith	7/1/02 - 6/03

16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

17. Environmental Information

For the purpose of this question, the following definitions apply:

“Environmental Law” means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

“Site” means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

“Hazardous Material” means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is “single asset real estate” as defined in 11 U.S.C. § 101.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: April 21, 2004

Signature /s/ Marcus Smith
of Debtor

Marcus Smith

Date: April 21, 2004

Signature /s/ Tracey M. Smith
of Joint Debtor
(if any)

Tracey M. Smith

_____ 0 continuation pages attached

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

IN RE:

Case No.

Marcus Wayne Smith & Tracey Marie Smith

Chapter 7

Debtor(s)

CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

1. I have filed a schedule of assets and liabilities which includes consumer debts secured by property of the estate.
2. I intend to do the following with respect to the property of the estate which secures those consumer debts:

a. Property to be Surrendered

DESCRIPTION OF PROPERTY _____ **CREDITOR'S NAME** _____

None

b. Property to be Retained [Check any applicable statement.]

DESCRIPTION OF PROPERTY	CREDITOR'S NAME	PROPERTY IS CLAIMED AS EXEMPT	REDEEMED PURSUANT TO 11 U.S.C. § 722	AFFIRMED PURSUANT TO 11 U.S.C. § 524(C)
None				

None

04/21/2004

/s/ Marcus Smith
Marcus Smith

Debtor

/s/ Tracey M. Smith
Tracey M. Smith

Joint Debtor (if applicable)

CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security No.
(Required by 11 U.S.C. § 110(c).)

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

Signature of Bankruptcy Petition Preparer

Date _____

A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedures may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

IN RE:

Marcus Wayne Smith & Tracey Marie Smith

Debtor(s)

Case No. _____

Chapter 7 _____

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept \$ **1,400.00**

Prior to the filing of this statement I have received \$ **1,400.00**

Balance Due \$ **0.00**

2. The source of the compensation paid to me was: Debtor Other (specify): _____

3. The source of compensation to be paid to me is: Debtor Other (specify): _____

4. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
 I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
- d. **Representation of the debtor in adversary proceedings and other contested bankruptcy matters;**
- e. [Other provisions as needed]

Judgment Search and Satisfaction;

File Garnishment Answer;

Copies of filing to Divorce Attorneys;

All additional legal fees to be billed at an hourly rate of \$200.

6. By agreement with the debtor(s), the above disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

April 21, 2004

Date

/s/ Terrence J. Byrne

Signature of Attorney

The Law Office Of Terrence J. Byrne

Name of Law Firm

Advanced Foot & Ankle Center
40 E. 2nd St.
Merrill, WI 54452

Alliance Collection
P.O. Box 1267
Marshfield, WI 54449

Allina Health System
United Hospital
P.O. Box 1391
Minneapolis, MN 55480-1391

Associated Credit Service
P.O. Box 9100
105 B South Street
Hopkinton, MA 01748-9100

AT&T
P.O. Box 8212
Aurora, IL 60572

Badger Creditors
1500 Merrill Ave.
P.O. Box 1788
Wausau, WI 54402-1788

Bank One (VISA)
P.O. Box 94014
Palatine, IL 60094-4015

Best Buy
Household Bank
P.O. Box 15521
Wilmington, DE 19850-5521

Capital One
P.O. Box 60000
Seattle, WA 98190-6000

Community Health Care Central Billing
P.O. Box 8004
Wausau, WI 54402-8004

Crooks, Low & Connell
531 Washington St.
P.O. Box 1184
Wausau, WI 54402-1184

Discover Card
P.O. Box 30395
Salt Lake City, UT 84130-0395

Dr. Brauer & Hoover
115 Forest St.
Wausau, WI 54403

Fleet VISA
P.O. Box 17192
Wilmington, DE 19850-7192

Healthspan Transportation
P.O. Box 1450, NW 8681
Minneapolis, MN 55485-8681

Internal Revenue Service
Insolvency Unit - Stop 5301 MIL
310 W. Wisconsin Ave.
Milwaukee, WI 53203-2221

Kelley, Weber, Pietz & Slater SC
530 Jackson St.
Wausau, WI 54403

Kohn Law Firm SC
312 East Wisconsin Ave., Suite 501
Milwaukee, WI 53202-4305

Kostka & Associates LLC
P.O. Box 1291
Wausau, WI 54402-1291

Mallery & Zimmerman SC
101 Grand Avenue
P.O. Box 479
Wausau, WI 54402-0479

Marshfield Clinic
1000 N. Oak Avenue
Marshfield, WI 54449

McDonald, D/B/A Bilco Inc.
Alliance Collection
P.O. Box 1267
Marshfield, WI 54449

McDonough Orthopaedic
400 Dewey St.
P.O. Box 8075
Wisconsin Rapids, WI 54495-8075

Meyer & Njus PA
1100 Pillsbury Center
200 South Sixth St.
Minneapolis, MN 55402

MRS Associates Inc.
3 Executive Campus Suite 400
Cherry Hill, NJ 08002

National Asset Recovery Services, Inc.
2880 Dresden Dr., Suite 200
Atlanta, GA 30341

Point Credit Service Inc.
P.O. Box 381
Stevens Point, WI 54481

Rand Krueger
P.O. Box 1085
Wausau, WI 54402-1085

Robert Cosentino DDS
210 McClellan St.
Wausau, WI 54403

Sprint
P.O. Box 219554
Kansas City, MO 64121-9554

St. Johns Hospital
NW8947 - P O Box 1450
Minneapolis, MN 55485-8947

St. Paul Radiology PA
350 St. Peter Street #950
St. Paul, MN 55102

State Collection Service Inc.
P.O. Box 6250
Madison, WI 53716-0250

State Of Wisconsin Dept. Of Revenue
P.O. Box 8902
Madison, WI 53708

State Of Wisconsin Workforce
Development
P.O. Box 8914
Madison, WI 53708

Target
Retailers National Bank
P.O. Box 59231
Minneapolis, MN 55459-0231

Triadvantage Credit Services, Inc.
1160 Centre Pointe Dr., Suite #1
Mendota Heights, MN 55120

U.S. Attorney
660 W. Washington Ave. #200
P.O. Box 1585
Madison, WI 53701-1585

UW Health Physicians
P.O. Box 44950
Madison, WI 53791-9119

Verizon North
F/K/A GTE North
P.O. Box 920041
Dallas, TX 75392-0041

Verizon VISA
P.O. Box 142319
Irving, TX 75014-2319

Weston Utilities
5500 Schofield Avenue
P.O. Box 446
Weston, WI 54476

Wickersham Jewelry
10101 Market Street
Cedar Creek Mall
Mosinee, WI 54455

Wisconsin Public Service Corp.
P.O. Box 19003
Green Bay, WI 54307-9003

Younkers
P.O. Box 10327
Jackson, MS 39289-0327

Zales Jewelers
Jewelers National Bank
P.O. Box 78102
Phoenix, AZ 85062-8102